



Town of Easton

14 S. HARRISON STREET, EASTON, MARYLAND 21601

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ROBERT C. WILLEY
MAYOR

EXECUTIVE ORDER 2021-03 RESCINDING PREVIOUS EXECUTIVE ORDER PROVISIONS DURING PREVIOUS STATE OF EMERGENCY DECLARATION FOR THE TOWN OF EASTON FOR COVID-19 AND REINSTATING A PORTION OF PREVIOUS EXECUTIVE ORDER PERTAINING TO CONTINUITY OF OPERATIONS

WHEREAS, the disease known as COVID-19 is a severe respiratory disease, that spreads easily from person to person and may result in serious illness or death;

WHEREAS, the World Health Organization has declared the COVID-19 outbreak a global pandemic;

WHEREAS, a Declaration of State of Emergency and Existence of a Catastrophic Health Emergency was declared by Governor Hogan of the State of Maryland on March 5, 2020;

WHEREAS, a Proclamation on Declaring a National Emergency Concerning the Novel Coronavirus (COVID-19) Outbreak was issued by the President of the United States on March 13, 2020;

WHEREAS, the first confirmed case of COVID-19 in Talbot County was reported on March 15, 2020;

WHEREAS, the Talbot County Council issued an Emergency Declaration COVID-19 on March 16, 2020;

WHEREAS, as the COVID-19 outbreak and public safety emergency continues, it threatens the lives, health and property in the Town of Easton;

EXECUTIVE ORDER 2021-03

PAGE 2

WHEREAS, Section 14-111 of the Public Safety Article of the Maryland Annotated Code authorizes the chief executive officer of a political subdivision to declare a local state of emergency to activate the response and recovery aspects of any applicable local state of emergency plan and authorize the provision of aid and assistance under such plans;

WHEREAS, the COVID-19 health crisis continues to affect the Town of Easton and justifies the continued State of Emergency and adoption of provisions to address it;

WHEREAS, the Mayor of the Town of Easton previously issued Executive Order 2020-01 to declare a State of Emergency for the Town of Easton for COVID-19 on March 19, 2020 ("Executive Order 2020-01"), Executive Order 2020-02 to add to the Executive Order 2020-01 terms on March 23, 2020 ("Executive Order 2020-02"), Executive Order 2020-03 to add additional and revised terms to the Executive Order 2020-01 on May 20, 2020 ("Executive Order 2020-03"), Executive Order 2020-04 to adopt additional emergency measures related to outdoor dining on May 29, 2020 ("Executive Order 2020-04"), Executive Order 2020-05 to adopt additional measures related to sidewalk cafes, Town office buildings and board and commission meetings on June 13, 2020 ("Executive Order 2020-05"), Executive Order 2021-01 adoption of additional emergency measures related to extension of sidewalk café provisions to other retail and service establishments in the Downtown on February 15, 2021 ("Executive Order 2021-01") and Executive Order 2021-02 Rescinding Previous Executive Order Provisions on May 17, 2021;

WHEREAS, the Town Council adopted Resolution 6116 on April 6, 2020 to extend the Mayor's Executive Order 2020-01 and Executive Order 2020-02 until the Mayor rescinds the Executive Orders;

WHEREAS, the Town Council adopted Resolution 6121 on June 1, 2020 to extend the Mayor's Executive Order 2020-03 until the Mayor rescinds the Executive Order;

WHEREAS, the Town Council adopted Resolution 6122 on June 15, 2020 to extend the Mayor's Executive Order 2020-04 until the Mayor rescinds the Executive Order;

WHEREAS, the Town Council adopted Resolution 6123 on July 6, 2020 to extend the Mayor's Executive Order 2020-05 until the Mayor rescinds the Executive Order;

EXECUTIVE ORDER 2021-03

PAGE 3

WHEREAS, the Town Council adopted Resolution 6130 on March 1, 2021 to extend the Mayor's Executive Order 2021-01 until the Mayor rescinds the Executive Order;

WHEREAS, the Executive Order 2020-02 rescinded Executive Order 2020-01, 2020-02 and Executive Order 2020-05;

WHEREAS, some of the provisions related to sidewalk cafes have been made permanent provisions of the Town Code; and

WHEREAS, the Mayor wishes to rescind some more of the previously adopted executive orders and to reinstate the ability of the Mayor and Town Manager to adopt and implement a Continuity of Operations Plan for the Town of Easton.

NOW, THEREFORE, I, ROBERT C. WILLEY, Mayor of the Town of Easton, pursuant to my authority under the Charter of the Town of Easton, Maryland and Section 14-111 of the Public Safety Article of the Maryland Annotated Code, do hereby order the following:

- (1) **Rescission of previously adopted Executive Orders.** To the extent the provisions have not been previously rescinded, Executive Order 2020-03, Executive Order 2020-04, and Executive Order 2021-01 are hereby rescinded in their entirety.
- (2) **Continuity of Operation Provisions.** The Mayor and Town Manager shall have the authority to implement and revise a Continuity of Operations Plan (COOP) for the Town of Easton.
- (3) **Executive Orders Still in Effect.** This Executive Order 2020-03 is currently the only Executive Order in full force and effect.
- (4) **Publication:** This Executive Order shall be promptly publicized.
- (5) **Supersedes Inconsistent Local Law:** This Executive Order shall supersede any inconsistent or conflicting local law, rule, or regulation.
- (6) **Severability:** If any section, subsection, sentence, clause, phrase, or portion of this Executive Order is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion

EXECUTIVE ORDER 2021-03

PAGE 4

shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of the remaining portions of this Executive Order, it being the intention of the Mayor that the Executive Order shall stand, notwithstanding the invalidity of any section, subsection, sentence, clause, phrase, or portion hereof.

This order is issued on this thirteenth day of September, 2021, and I have hereunto set my hand and caused the seal of the Town of Easton, Maryland to be affixed.

ATTEST:


Kathy M. Ruf, Town Clerk


Robert C. Willey, Mayor